

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO**

MARCUS HUBBARD and  
NATHANIEL EVANS,

Plaintiffs,

v.

Civ. No. 21-86 SMV/GJF


CONTINENTAL INTERMODAL  
GROUP – TRUCKING, LLC,

Defendant.

**ORDER DENYING WITHOUT PREJUDICE DEFENDANT’S  
MOTION TO TRANSFER CASE TO JUDGE MARTHA VÁZQUEZ**

THIS MATTER is before the Court on Defendant Continental Intermodal Group – Trucking LLC’s Motion to Transfer Case to Judge Martha Vázquez as Presiding Judge and Supporting Memorandum of Law. ECF 6. The Motion does not indicate whether it is opposed or whether Defendant sought Plaintiffs’ position before filing. The Local Rules, however, require that a “[m]ovant must determine whether a motion is opposed, and a motion that omits recitation of a good-faith request for concurrence may be summarily denied.” D.N.M.LR-Civ. 7.1.(a); *see also* D.N.M.LR-Civ.7.2 (noting that “[a]n unopposed motion must be accompanied by a proposed order approved by each party”). As Defendant’s Motion does not include a “recitation of a good-faith request for [Plaintiffs’] concurrence,” the Court will summarily deny this Motion.

**IT IS THEREFORE ORDERED** that Defendant’s Motion is **DENIED WITHOUT PREJUDICE**.

  
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THE HONORABLE GREGORY J. FOURATT  
UNITED STATES MAGISTRATE JUDGE